

1 Adam Carlson, Esq. (State Bar No. 257795)
2 **CASPER, MEADOWS, SCHWARTZ & COOK**
3 California Plaza
4 2121 North California Blvd., Suite 1020
5 Walnut Creek, CA 94596
6 Telephone: (925) 947-1147
7 Facsimile: (925) 947-1131

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10 Attorneys for Plaintiff
11 E.B., a minor, by and through
12 his Guardian ad Litem, Judith Ann Birba

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1 4. Judith Ann Birba is a competent and responsible person, and fully competent to
2 act as petitioner's guardian ad litem, and has no interest adverse to the interests of the
3 petitioner.

4 5. Judith Ann Birba, whose legal name was Judith Ann Williams when appointed
5 guardian of E.B. on February 4, 2004, is willing to act as guardian ad litem for petitioner, as
6 appears by her declaration attached hereto as Exhibit "B".

7 WHEREFORE, petitioner moves the court for an order appointing Judith Birba as
8 guardian ad litem of petitioner for the purpose of bringing action against the above-named
9 defendants for the above-described causes of action.

10 Respectfully submitted,

11 DATED: December 11, 2019

CASPER, MEADOWS, SCHWARTZ & COOK

13 By: /s/ Adam M. Carlson
14 Adam M. Carlson
15 Attorney for Plaintiff

17 **ORDER**

18 The petition for an order appointing JUDITH ANN BIRBA as guardian ad litem is
19 GRANTED.

20 IT IS SO ORDERED.

22 DATED: _____

24 **UNITED STATES DISTRICT JUDGE**

EXHIBIT “A”

GC-240

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number, and Address)		TELEPHONE AND FAX NOS	FOR COURT USE ONLY
IN PRO-PER JUDITH ANN & DONALD LEE WILLIAMS		<p style="text-align: center;">Dennis L. Pasos Prob by GEN. S. FAMILY LAW AND DIVORCE ATTORNEY 115 PINE ST. MAY 12, 2003 LOCAL 1000 (925) 273-5460</p>	
ANTIOCH, CA 94509 ATTORNEY FOR (Name): IN PRO-PER			SEARCHED
SUPERIOR COURT OF CALIFORNIA, COUNTY OF CONTRA COSTA		700	FEB -6 P 1:25
STREET ADDRESS: 751 PINE STREET			
MAILING ADDRESS: P.O. BOX 911			
CITY AND ZIP CODE: MARTINEZ, CA 94553			
BRANCH NAME:			
GUARDIANSHIP OF THE <input checked="" type="checkbox"/> PERSON <input type="checkbox"/> ESTATE OF (Name): E.B.		BY MINOR	
ORDER APPOINTING GUARDIAN OF <input checked="" type="checkbox"/> MINOR <input type="checkbox"/> MINORS		CASE NUMBER: P04-00028	

WARNING: THIS APPOINTMENT IS NOT EFFECTIVE UNTIL LETTERS HAVE ISSUED.

1. The petition for appointment of guardian came on for hearing as follows (check boxes c, d, and e to indicate personal presence):

a. Judge (name): *Terence M-Mulphy*
b. Hearing date: 2/4/04 Time: 9:00 AM Dept: 61 Room:

c. Petitioner (name): JUDITH ANN & DONALD LEE WILLIAMS
d. Attorney for Petitioner (name): IN PRO-PER
e. Attorney for minor (name, address, and telephone):

THE COURT FINDS

2. a. All notices required by law have been given.
b. Notice of hearing to the following persons has been should be dispensed with (names):

3. Appointment of a guardian of the person estate of the minor is necessary and convenient.

4. Granting the guardian powers to be exercised independently under Probate Code section 2580 is to the advantage and benefit and is in the best interest of the guardianship estate.

5. Attorney (name): *Probate Investigations* has been appointed by the court as legal counsel to represent the minor in these proceedings. The cost for representation is: \$

6. The appointed court investigator, probation officer, or domestic relations investigator is (name, title, address, and telephone):
*50 Douglas Dr
Marinette, CA 94553*

THE COURT ORDERS

7. a. (Name): JUDITH ANN & DONALD LEE WILLIAMS
(Address):
ANTIOCH, CA 94509
(Telephone):

are
is appointed guardian of the PERSON of (name): **E.B.**

and Letters shall issue upon qualification.

Do NOT use this form for a temporary guardianship.

(Continued on reverse)

Form Approved by the
Judicial Council of California
GC-240 (Rev. January 1, 1998)
Mandatory Use (1/1/2000)

ORDER APPOINTING GUARDIAN OF MINOR

Legal
Solutions
Plus

Probate Code, §§ 1514,
2310

GUARDIANSHIP OF (Name):	CASE NUMBER:	
E.B.	MINOR	P04-00028

7. b. (Name):
(Address):

(Telephone):

Is appointed guardian of the ESTATE of (name): E.B.

and Letters shall issue upon qualification.

8. Notice of hearing to the persons named in item 2b is dispensed with.

9. a. Bond is not required.
b. Bond is fixed at \$
provided by law.
c. Deposits of: \$
are ordered to be placed in a blocked account at (specify institution and
location):

to be furnished by an authorized surety company or as otherwise

are ordered to be placed in a blocked account at (specify institution and
location):

and receipts shall be filed. No withdrawals shall be made without a court order. Additional orders in Attachment 9c.
d. The guardian is not authorized to take possession of money or any other property without a specific court order.

10. For legal services rendered on behalf of the minor, parents of the minor minor's estate shall pay to
(name): the sum of: \$
 forthwith as follows (specify terms, including any combination of payors):

11. The guardian of the estate is granted authorization under Probate Code section 2590 to exercise independently the powers
specified in Attachment 11 subject to the conditions provided.

12. Orders are granted relating to the powers and duties of the guardian of the person under Probate Code sections 2351-2358
as specified in Attachment 12.

13. Orders are granted relating to the conditions imposed under Probate Code section 2402 upon the guardian of the estate as
specified in Attachment 13.

14. Other orders as specified in Attachment 14 are granted.

15. The probate referee appointed is (name and address):

16. Number of boxes checked in items 8-15: 2 (8)

17. Number of pages attached: 8

Date: FEB - 4 2004

P. M. M.
JUDGE OF THE SUPERIOR COURT

SIGNATURE FOLLOWS LAST ATTACHMENT

EXHIBIT “B”

DECLARATION OF JUDITH ANN BIRBA

I, JUDITH ANN BIRBA, declare as follows:

1. I am over the age of eighteen. I file this declaration in support of Plaintiff E.B.'s petition to have me appointed as Guardian ad Litem.
2. The matters herein are true of my own knowledge, or where indicated, I am informed and believe they are true. If called upon as a witness, I could and would testify to these facts.
3. I am the court appointed Guardian over E.B., who is a minor of the age of 16 years.
4. No previous petition for appointment of a Guardian ad Litem has been filed in this matter.
5. At the time I was appointed guardian of E.B. my legal name was Judith Ann Williams.
6. My legal name as of today's date is Judith Ann Birba.
7. I have no interests adverse to the interests of E.B. in this matter and am fully competent, responsible and qualified to understand and protect the rights of E.B.
8. I am willing to act and consent to acting as Guardian ad Litem for E.B. for purposes of this litigation.

I declare under penalty of perjury under the laws of the United States and California that the foregoing is true and correct. Executed this 28th day of October, 2019.


JUDITH ANN BIRBA